

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-158627-001 DT

02/16/2012

COMMISSIONER RICHARD ALBRECHT

CLERK OF THE COURT
T. Gaulke
Deputy

STATE OF ARIZONA

SARAH LOUISE CORCORAN

v.

MOLLY JEAN MACKIE (001)
DOB: 01/18/1965

KARL A MUELLER

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:32 a.m.

Courtroom CCB #3, Lower Level

State's Attorney: Thomas Bailey
Defendant's Attorney: Karl Mueller
Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

This is the time and date set for Sentencing in the above-entitled cause number.

Count 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1 (amended) Aggravated Driving or Actual Physical Control While Under the Influence of Intoxicating Liquor or Drugs, with a person under the age of 15 in the vehicle

Class 6 Undesignated Felony

A.R.S. § 28-1383(A)(3)(a), 28-1381A1, 28-1444, 28-1461, 28-1304, 28-3304, 28-3305, 28-3306, 28-3315, 12-114.01, 13-604, 13-610, 13-701, 13-702, 13-801, 13-707, 13-802

Date of Offense: 05/27/2011

Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 1 year

To begin 02/16/2012.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 04/01/2012.

FINE: Count 1 - Total amount of \$1380.00, which includes surcharges of 84%, payable \$50.00 per month beginning 04/01/2012.

DUI ABATEMENT FUND: Count 1 - \$250.00, payable \$20.00 per month, beginning 04/01/2012.

PRISON CONSTRUCTION & OPERATIONS FUND: Count 1 - \$1500.00, payable \$50.00 per month, beginning 04/01/2012.

PUBLIC SAFETY EQUIPMENT FUND: Count 1: \$1500.00 payable \$50.00 per month to the Public Safety Equipment Fund pursuant to A.R.S. § 41-1723 beginning 04/01/2012.

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PROBATION SURCHARGE: Count 1 - \$20.00 payable on 04/01/2012.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00, payable on 04/01/2012.

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 18 - Count 1: Be incarcerated in the county jail for 10 days; however, all but 24 hours are suspended upon the defendant's successful completion of court ordered alcohol screening/counseling/education/treatment. Defendant is to serve the 24 hours beginning 02/28/2012 by 10:00 a.m. with credit for zero days served.

Not to be released until 02/29/2012.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

IT IS ORDERED that the Defendant pay incarceration costs through the Clerk of the Superior Court in the total amount of \$85.00. Payment shall be made in regular monthly payments to be determined beginning 04/01/2012 and on the first day of each month thereafter until paid in full.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Count 2.

Count 1: IT IS FURTHER ORDERED Defendant self-surrender to the custody of the Maricopa County Sheriff by 10:00 a.m. on 02/28/2012 and authorizing the Sheriff to carry out the term of incarceration.

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IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

The presentence investigation report is filed under this cause number.

9:40 a.m. Matter concludes.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER RICHARD ALBRECHT
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)